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8 IN THE UNITED STATES DISTRICT COURT FOR THE  
9 EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA, )  
 )  
 ) CR. NO. S-02-449-WBS  
11 Plaintiff, )  
 )  
 )  
12 v. )  
RAYMELL LAMAR EASON, )  
 )  
 )  
13 Defendant. )  
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14

15 UNITED STATES OF AMERICA, )  
 )  
 ) CR. NO. S-12-241-LKK  
16 Plaintiff, )  
 )  
 )  
17 v. )  
RAYMELL LAMAR EASON, and )  
KEITH LAMONT SMITH, )  
18 Defendants. )  
 )  
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20 Under Local Rule 83-123(3) & (4), the United States hereby  
21 notifies the Court of the filing of a related case and the United  
22 States further moves that the case be related.

23 In 2002, an Indictment was filed initiating case number CR. S-  
24 02-449-WBS against Eason. This matter, CR. 02-449, was assigned to  
25 the Hon. William B. Shubb. Under the Indictment, on 1/22/2003,  
26 Eason pled guilty to Count 1 (possession with intent to distribute  
27 cocaine base). Eason received a 94 month jail term followed by 5  
28 years supervision.

1 On 7/22/2009, Eason began his supervision under Judge Shubb  
2 and the EDCA US Probation Office.

3 On 4/20/2012, in CR. 02-449, Judge Shubb issued a "Petition  
4 for Warrant or Summons for Offender under Supervision" against  
5 Eason for his alleged involvement in a 4/17/2012 armored car  
6 robbery in Sacramento, California.

7 On 6/28/2012, Eason was charged by Indictment<sup>1</sup> with the  
8 armored car robbery (a violation of 18 USC 1951(a) - interference  
9 with commerce by robbery).

10 On 6/25/2012, during Eason's first appearance before Judge  
11 Shubb on the supervision violation petition, the United States  
12 indicated that, pursuant to this court's local rules requiring  
13 relation to the earliest filed matter, the United States would -  
14 upon Indictment - file a motion and proposed stipulation to relate  
15 cases. Defense counsel for Eason, Michael Bigelow, acknowledged  
16 the matters' relation under local rule.

17 The United States submits that the latter case (the armored  
18 car robbery charged by Indictment in Cr. 12-241) should be related  
19 to the first case against Eason, Cr. 02-449 (in which there is  
20 presently a supervision violation petition for the same armored car  
21 robbery). The proof in each case involves similar victims, similar

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23 <sup>1</sup> In addition to Eason, the 6/28/2012 Indictment charged Keith  
24 Lamont Smith with aiding and abetting the 4/17/2012 armored car  
25 robbery. Like Eason, Smith is also a federal felon on EDCA  
26 supervision. In 2004, an Indictment was filed initiating case  
27 number CR. S-04-132-LKK against Smith. This matter resulted in  
28 Smith's conviction as charged in the single count Indictment  
(violation of 18 USC 922(g)(1) - felon in possession of a firearm).  
On 8/23/2005, Smith pled guilty and, on 11/1/2005, Smith received a  
70 month jail term followed by 3 years supervision. On 7/21/2009,  
Smith began his EDCA supervision.

1 witnesses, related/associated law enforcement personnel, and  
2 related factual background. Further, the charges stem from and  
3 relate to similar investigation conduct.

4 Accordingly, relation of the latter case against Eason (Cr 12-  
5 241) with the case already before the previously assigned judicial  
6 officer (Judge Shubb in Cr 02-449) would help victims, law  
7 enforcement, and witnesses deal with prosecution and judicial  
8 burdens. In addition, relating the latter Eason matter Cr 12-241  
9 with the EARLIER case against Eason, Cr 02-449 would be efficient  
10 for the U.S. Probation Office. Moreover, consistent with Local  
11 Rule 83-123, the Cr 02-449 case against Eason predates the Cr 04-  
12 132 case against Smith.

13  
14 Dated: 7/2/2012  
15 \_\_\_\_\_

16 BENJAMIN B. WAGNER  
17 United States Attorney  
18 /s/ Michelle Rodriguez  
19 By: \_\_\_\_\_  
20 MICHELLE RODRIGUEZ  
21 Assistant U.S. Attorney  
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IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, )  
 )  
 ) CR. NO. S-02-449-WBS  
 ) Plaintiff, )  
 )  
 ) v. )  
 ) RAYMELL LAMAR EASON, )  
 )  
 ) Defendant. )  
 )

UNITED STATES OF AMERICA, )  
 )  
 ) CR. NO. S-12-241-LKK  
 ) Plaintiff, )  
 )  
 ) v. )  
 ) RAYMELL LAMAR EASON, and )  
 ) KEITH LAMONT SMITH, ) ORDER  
 ) Defendants. )  
 )

**RELATED CASE ORDER**

Examination of the above-captioned matter, CR. NO. S-12-241, and the EARLIER criminal action in CR. NO. S-02-449 reveals that the actions are related within the meaning of Local Rule 83-123. The actions involve similar transactions, including as to victims and witnesses, and would therefore entail a substantial duplication of labor if heard by different judges. Accordingly, the assignment of the matters to the same judge is likely to effect a substantial


1 savings of judicial effort and is also likely to be convenient for  
2 the parties.

3 The parties should be aware that relating the cases under  
4 Local Rule 83-123 merely has the result that the actions are  
5 assigned to the same judge. No consolidation of the actions is  
6 effected. Under the regular practice of this court, related cases  
7 are assigned to the judge to whom the first filed action was  
8 assigned.

9 IT IS THEREFORE ORDERED that the action denominated CR. NO. S-  
10 12-241 is reassigned to Judge Shubb, for all further proceedings.  
11 Henceforth, the caption on documents filed in the reassigned case  
12 shall show the initials "WBS" instead of the other jurist's  
13 initials.

14 IT IS FURTHER ORDERED that the clerk of the Court make  
15 appropriate adjustment in the assignment of criminal cases to  
16 compensate for this reassignment.

17 DATED: July 2, 2012

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20 WILLIAM B. SHUBB  
21 UNITED STATES DISTRICT JUDGE  
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